

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 80-251-E - ORDER NO. 2003-16
JANUARY 9, 2003

IN RE: Public Utility Regulatory Policies Act) ORDER GRANTING
(PURPA) of 1978) CONFIDENTIAL
) TREATMENT

This matter comes before the Public Service Commission of South Carolina on the request of Duke Power (Duke or the Company) for permission to file a document under seal in regards to the Company's current avoided cost information filing.

Part 292 of the Federal Energy Regulatory Commission (FERC) regulations under Section 210 of the Public Utility Regulatory Policies Act of 1978 (PURPA) requires electric utilities to make available and provide to its state regulatory agency certain avoided cost information. By previous Orders issued in Docket No. 80-251-E, this Commission addressed the requirement to provide avoided cost information. On December 17, 2002, Duke filed the Company's updated avoided cost information with the Commission. Attached to Duke's filing was Exhibit B, (consisting of two pages and enclosed in a separate envelope marked "confidential") which according to Duke contains confidential information. Accordingly, Duke seeks permission to file the document (Exhibit B) under seal.

After reviewing the Request and material, we agree with Duke's view that the material in question should be treated as confidential, since the information is

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commercially sensitive in content, and we have allowed such information to be kept confidential in the past.

Accordingly, we grant the Request as filed, and the material described is declared confidential and proprietary.

This Order shall remain in full force and effect until further Order of the Commission.



Mignon L. Clyburn, Chairman

ATTEST:



Gary E. Walsh, Executive Director

(SEAL)